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UNITED STATES DISTRICT COURT

SOUTHERN DISTRICT OF CALIFORNIA

PING HUANG, Plaintiff, v. MICHAEL CHERTOFF, Secretary of the United States Department of Homeland Security; EMILIO T. GONZALEZ, Director of the United States Citizenship and Immigration Services; and ROBERT S. MUELLER III, Director of the Federal Bureau of Investigation, Defendants.	Case No. 07cv2042 BTM (WMc) JOINT MOTION TO EXTEND TIME FOR FILING OF RESPONSIVE PLEADING [Fed.R.Civ.P. 6(b)(1)]

COME NOW THE PARTIES, Plaintiff Ping Huang, by and through counsel, Justin Fok, and Defendants Michael Chertoff, et al., by and through their counsel, Karen P. Hewitt, United States Attorney, and Caroline J. Clark, Assistant United States Attorney, and hereby jointly move the Court to extend the time for filing of Defendants' responsive pleading. The parties are working toward an extrajudicial resolution of Plaintiff's complaint, and the parties have agreed that additional time is required before Defendants' filing of any responsive pleading in order to pursue resolution of Plaintiff's claims without the intervention of the Court. In order to address Plaintiff's claims and without waiving Defendants' rights to defend the causes of actions and allegations, including the right to file any FED. R. CIV. P. 12 motions to dismiss, the parties jointly request this extension of time. Based upon the foregoing, it is respectfully requested that the Court enter an order, under FED. R. CIV. P. 6(b)(1), expanding the time for the filing of Defendants' responsive pleading until **February 7, 2008**.

DATED: December 19, 2007

s/ Justin Fok
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JUSTIN FOK
Attorney for Plaintiff
E-Mail: jfok@jclawoffice.com

Pursuant to Section 2(f)(4) of the Electronic Case Filing Administrative Policies and Procedures of the United States District Court for the Southern District of California, I certify that the content of this document is acceptable to counsel for the Plaintiff and that I have obtained authorization from Justin Fok to affix his electronic signature to this document.

DATED: December 19, 2007

KAREN P. HEWITT
United States Attorney

s/ Caroline J. Clark
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